

COLES COUNTY HIGHWAY DEPARTMENT

COLES COUNTY COURTHOUSE
651 JACKSON STREET, ROOM 16
CHARLESTON, ILLINOIS 61920

RECEIVED
JAN 24 2007

Illinois Commerce Commission
RAIL SAFETY SECTION

County of Coles,
Petitioner,

vs.

Canadian National Illinois Central Railroad Company and the State of : T04-0040
Illinois, Department of Transportation, Respondents.

Petition for an Order regarding a separation of grades and construction :
of a new bridge to replace an existing at grade crossing carrying
County Highway 18 (County Road 1000 North), County of Coles,
Illinois, over the tracks of said Canadian National/Illinois Central
Railroad Company, apportioning cost thereof and directing an
appropriate portion thereof to be borne by the Grade Crossing
Protection Fund.

PETITION FOR SUPPLEMENTAL ORDER

NOW COMES Petitioner County of Coles, by and through its County Engineer, Richard A. Johnson, and for its Petition for Supplement Order states as follows:

1. Due to the time for construction of the said project, completion will not be complete until December 31 of the year 2007. The Commission entered an Order on October 20, 2004, granting Coles County permission to construct a new CH 18/1000N highway overpass structure.
2. The Commission entered an order on June 2, 2005, obligating additional funds and setting the completion date as December 31, 2006.
3. Due to the duration of the construction of the said project, completion will not be complete until December 31 of the year 2007. The project was let later than expected pushing back the original completion date. This was due to utility relocations and right-of-way that needed to be acquired.
4. The project was started on the 15th of February, 2006. Construction is progressing nicely and this 43% complete. The contractors estimated completion date is set at October 1st, 2007.

DOCKETED

JAN 24 2007

WHEREFORE, the County of Coles respectfully requests that the Illinois Commerce Commission enter a Supplemental Order extending the time for all work required under the October 20, 2004 Order and the June 2, 2005 Supplemental Order until December 31, 2007. The County of Coles requests that this Petition for Supplemental Order be entered without a hearing.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Richard A. Johnson", with a stylized flourish at the end.

Richard A. Johnson
County Engineer
County of Coles
651 Jackson Street - Room 16 Courthouse
Charleston, IL 61920

Dated January 23, 2007

County of Coles,
Petitioner,

:
:

VS.

Canadian National/Illinois Central Railroad Company and the State of : T04-0040
Illinois, Department of Transportation, Respondents.

Petition for an Order regarding a separation of grades and construction
of a new bridge to replace an existing at grade crossing carrying
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Illinois, over the tracks of said Canadian National/Illinois Central :
Railroad Company, apportioning cost thereof and directing an
appropriate portion thereof to be borne by the Grade Crossing
Protection Fund.

NOTICE OF FILING

To: Mr. Milton R. Sees
Mr. James A. Bennett
Ms. Stacey C. Hollo
Mr. Michael J. Barron, Jr.
Ms. Ellen J. Schanzle-Haskins
Mr. David Lazardies

PLEASE TAKE NOTE that I have the 23rd day of January, 2007 forwarded to Mr. David Lazardies,
Director of Processing, Transportation Division, of the Illinois Commerce Commission, Springfield,
Illinois, for filing in the above matter, the County of Coles Petition for Supplemental Order, a copy of
which is hereto and hereby served upon you.

Richard A. Johnson
County Engineer
County of Coles
651 Jackson Street - Room 16 Courthouse
Charleston, IL 61920

Dated January 23, 2007

PROOF OF SERVICE

The undersigned hereby certifies that a copy of the foregoing instrument was served upon the addressee listed below by mailing a true and correct copy via first class mail, postage pre-paid and depositing the same in the United States Mail, Charleston, Illinois, the 23rd day of January 2007.

Richard A. Johnson
County Engineer
Coles County Highway Department

Mr. Milton R. Sees
Director of Highways - IDOT
ATTN JEFF HARPRING, ROOM 205
2300 South Dirksen Parkway
Springfield, IL 62764

Mr. James A. Bennett
Ryan, Bennett, Radloff & O'Brien
300 Richmond Avenue East
Mattoon, IL 61938

Ms. Stacey C. Hollo
Illinois Department of Transportation
2300 S. Dirksen Parkway, Room 300
Springfield, IL 62764

Mr. Michael J. Barron, Jr.
Fletcher & Sippel, LLC
Attorney – Illinois Central Railroad Company
29 N. Wacker Dr., Suite 920
Chicago, IL 60602-2832

Ms. Ellen J. Schanzle-Haskins
Chief Counsel
Illinois Department of Transportation
2300 South Dirksen Parkway, Room 300
Springfield, IL 62764

Mr. David Lazardies
Director of Processing, Transportation Division
Illinois Commerce Commission
527 E. Capitol Ave., 6th Floor
Springfield, IL 62701